

ORIGINAL

FORT WORTH DIVISION

MINUTE ORDER

HONORABLE John McBryde, PRESIDING

DEPUTY CLERK: F. Arnold

LAW CLERK

INTERPRETER: Yovana Gonzalez

A.M. 9:18 - 9:40

TOTAL COURT TIME: 11 mins.

COURT REPORTER: Debbie Saenz

USPO

COURT TIME: 9:00 A.M.

DATE HELD: May 10, 2013

CSO: Ray Urban

CR. No. 4:12-CR-168-A DEFT NO.01

UNITED STATES OF AMERICA

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§

AISHA SALEEM, AUSA

v.

JOSUE MARTINEZ-GARCIA

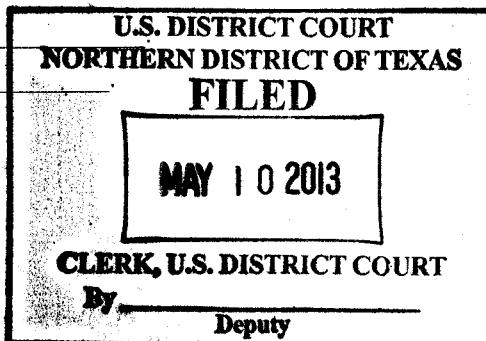
Defendant's Name

TODD A. DURDEN, APPOINTED ☐

Counsel for Deft. Appt-(A), Retd-(R), FPD-(F)

SENTENCING

- Hearing Type: ☒ Sentencing Hearing - Contested ☐ Sentencing Hearing - Non-Evidentiary
- Trial Status: ☒ Completed by Jury Verdict January 23, 2013. ☐ Continued from Previous Month ☐ Directed Verdict ☐ Evidence Entered
- ☐ Hung Jury ☐ Jury Selection Only, continued ☐ Jury Selection or Verdict Only (No Trial Before this Judge)
- ☐ Mistrial ☐ Guilty Plea ☒ Days in Trial: 2 days. Hearing Concluded: ☒ Yes ☐ No
- ☒ Sentencing held. ☐ Objections to PSI heard. ☐ Plea agreement accepted. ☐ Plea agreement NOT accepted.
- ☐ Change of plea hearing, deft withdraws plea of guilty.
- ☐ Pre Sentencing Guidelines
- ☐ New Sentencing Guidelines (NSG) offense committed on or after (11/1/87). ☐ Departs Upward ☐ Departs Downward
- ☒ SENTENCING TEXT:
- ☐ Deft. placed on: Probation for \_\_\_\_\_ years.
- ☒ Deft. committed to custody of the BOP to be imprisoned for a TOTAL term of Life.
- ☒ Deft. placed on: Supervised Released for 5 years.
- ☐ Restitution ordered in the amount of \$ \_\_\_\_\_ and/or Fine imposed in the amount of \$ \_\_\_\_\_.
- ☐ Count(s) \_\_\_\_\_ of Original Indictment dismissed on government's motion as to this defendant.
- ☒ Original Indictment and 1<sup>st</sup> Superseding Indictment are dismissed on government's motion as to this defendant.
- ☒ \$100.00 special assessment on Count(s) 1 (\$100.00 per count).
- ☐ of ☒ 2<sup>nd</sup> Superseding Indictment ☐ Information ☐ Indictment ☐ Superseding Information.
- ☐ Trial set for: \_\_\_\_\_
- ☐ Defts bond ☐ set ☐ reduced to \$ \_\_\_\_\_ ☐ Cash ☐ Surety ☐ 10% ☐ PR
- ☐ Deft ordered to surrender to U.S. Marshal on \_\_\_\_\_
- ☐ Deft ordered to surrender to the designated institution on \_\_\_\_\_
- ☐ Deft failed to appear, bench warrant to issue.
- ☐ Bond ☐ continued ☐ revoked
- ☒ Deft Advised of his right to appeal.
- ☐ Deft requests Clerk to enter notice of Appeal.
- ☒ Deft Custody/Detention continued.
- ☐ Deft REMANDED to custody. ☐ Court recommends incarceration at \_\_\_\_\_
- ☐ Court Recommends to the Bureau of Prisons that defendant be allowed to participate in the Residential Drug Abuse Treatment Program.



OTHER PROCEEDINGS: Govt. Exh. 1 - Admitted. (1 Exhibit for Cases No. 4:12-CR-260 & 4:12-CR-168)